



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

Board Members

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Max Wilson, District 4, Vice Chairman
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Don Stapley, District 2
Mary Rose Wilcox, District 5

County Manager

David Smith

Clerk of the Board

Fran McCarroll

Meeting Location

Supervisors' Auditorium
205 W. Jefferson
Phoenix, AZ 85003

FORMAL MEETING AGENDA

BOARD OF SUPERVISORS Maricopa County, Arizona

(and the Boards of Directors of the Flood Control District, Library District,
Stadium District, Improvement Districts and/or Board of Deposit)

**Wednesday, September 03, 2008
9:00 AM**

Agendas are available within 24 hours of each meeting in the Office of the Clerk of the Board, 301 West Jefferson, Tenth Floor, Phoenix, Arizona, Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. and on the internet at http://www.maricopa.gov/Clk_board/Agendas.aspx. One or more Board members may attend telephonically. Board members attending telephonically will be announced at the meeting. The Board may vote to recess into an executive session for the purpose of obtaining legal advice from the Board's attorney on any matter listed on the agenda pursuant to A.R.S. §38-431.03(A)(3). Accommodations for individuals with disabilities, including alternative format materials, sign language interpretation, and assistive listening devices are available upon 72 hours' advance notice through the Office of the Clerk of the Board, 301 West Jefferson Avenue, Tenth Floor, Phoenix, Arizona 85003, (602) 506-3766, Fax (602) 506-6402, TTY (602) 506-2000. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.

See the Clerk and fill out a speaker's form if you would like to address the Board regarding any matter on the agenda.

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The Maricopa County Clerk's Office presents this summarized information as a service to the public. The Clerk does not guarantee the accuracy of the data or information presented and expressly disclaims any responsibility for errors or damages resulting from the use of the information contained herein. The approved meeting minutes of the Board of Supervisors are the official publication of all legal actions taken by the Board.

GREEN – APPROVED / RED – DENIED / BLUE – CONTINUED
GOLD – WITHDRAWN / BROWN – NO ACTION

1. INVOCATION – **NO ACTION**
2. PLEDGE OF ALLEGIANCE – **NO ACTION**
3. ROLL CALL – **NO ACTION**

BOARD OF SUPERVISORS

4. Pet Showcase by Maricopa County Animal Care and Control. – **NO ACTION**

PRESENTATION/ACTION

5. **NATIONAL PREPAREDNESS MONTH – APPROVED**

Presentation regarding the National Preparedness Month. At the conclusion of the presentation, approve Resolution to designate the month of September 2008 as National Preparedness Month. (C-15-09-005-P-00)

Warren Leek, Director, Emergency Management

STATUTORY HEARINGS

Clerk of the Board

6. **LIQUOR LICENSE APPLICATIONS – APPROVED**

Pursuant to A.R.S. §4-201, this is the time scheduled for a public hearing on the applications for liquor licenses. At this hearing, the Board of Supervisors will determine the recommendation to the State Liquor Board as to whether the State Liquor Board should grant or deny the license.

- a. **MORRIS ANIMAL FOUNDATION SPECIAL EVENT LIQUOR LICENSE APPLICATION**

Approve a Special Event Liquor License Application for Amanda M. Finneran; Morris Animal Foundation, located at 30307 N. 144th Street, Scottsdale, AZ 85262, on November 15, 2008, 6:00 to 11:00 p.m. SELL #844.
(C-06-09-008-L-00)

b. KNIGHTS OF COLUMBUS #12144 LIQUOR LICENSE APPLICATION

Approve a Special Event Liquor License application filed by Richard F. McManus; Knights of Columbus #12144, located at 9728 Palmeras, Sun City, AZ 85323 for October 25, 1008 from 6:30 p.m. to 12:00 midnight. SELL #845. (C-06-09-047-L-00)

c. KNIGHTS OF COLUMBUS #11809 SPECIAL EVENT LIQUOR LICENSE APPLICATION

Approve a Special Event Liquor License application filed by Michael F. Chabak; Knights of Columbus, Council #11809, at 14818 W. Deer Valley Drive, Sun City West, AZ 85375, on September 23, 2008, from 5:00 p.m. to 10:00 p.m. (SELL #848) (F23249) (C-06-09-069-L-00)

AGENCY ITEMS AND STATUTORY MATTERS

COUNTY OFFICERS

Clerk of the Court

7. DOCKET FEE EFFECTIVE DATE – APPROVED

Approve the date of September 26, 2008, as the effective date of the new Docket Fee as approved by the Board of Supervisors at the public hearing held on June 4, 2008 (Agenda C-16-08-004-8-00). This new \$5.00 Docket Fee will be assessed upon the filing of initial complaints, and answers or responses, in all civil, family, probate, and tax cases.

The Docket Fee proceeds will be collected and deposited by the Clerk of the Superior Court (160) in the General Fund (100) with the Maricopa County Treasurer for disbursement by the Clerk of the Superior Court to defray the costs of personnel and related operating costs of the docketing function in non-criminal cases. (C-16-08-004-8-01)

County Attorney

8. ADMINISTRATIVE CORRECTION – APPROVED

Approve an Administrative Correction to the action taken on August 20, 2008 (C1909019M00) that authorized the settlement of claim submitted by Pacific Proving, LLC against Maricopa County, as discussed in Executive Session on August 18, 2008. This correction clarifies the settlement agreement is in the amount of \$592,930.25. Further, this action also authorizes the Chairman of the Board to sign all necessary documents related to this item. This matter was initially discussed in Executive Session on August 18, 2008 under item E-19-09-025-6-00. (C-19-09-019-M-01)

9. AUTHORIZE APPEAL TO TAX COURT IN GATEWAY AIRPARK DEVELOPMENT, L.L.C. V. MARICOPA COUNTY, SBOE CASE NO. 00385-07-08. – APPROVED

Authorize the County Attorney to file a complaint in the Tax Court to appeal the State Board of Equalization's decision in SBOE Case No. 00385-07-07, Gateway Airpark Development, L.L.C. v. Maricopa County. (C-19-09-021-M-00)

Sheriff

10. AMENDMENT TO THE REIMBURSEMENT AGREEMENT WITH THE DRUG ENFORCEMENT ADMINISTRATION – APPROVED

Approve Amendment No. 1 to the Reimbursement Agreement between the Maricopa County Sheriff's Office and the Drug Enforcement Administration, increasing the Agreement amount by \$22,964; from \$67,000 to \$89,964. Also extend the end date of this agreement through September 30, 2008. The original term of this agreement is July 1, 2007 through August 31, 2008. The Sheriff's indirect cost rate for FY 2007-08 is 11.7%. The unrecoverable indirect costs are estimated to be \$2,686.79.

Approval of Amendment No. 1 of this Reimbursement Agreement between the Sheriff's Office and the Drug Enforcement Administration will allow the Sheriff's Office to continue to act as the pass through agency for grant funds for the Arizona Methamphetamine Task Force (C-50-05-558-3-00), approved on July 6, 2005. The funding provides reimbursement of salaries and employee related expenses of one Supervisory Records Examiner/Analyst. The Drug Enforcement Administration has participated in the Arizona Methamphetamine Program for approximately eight years. (C-50-08-524-2-01)

11. ONE-TIME ADDITION TO FLEET OF A 2007 FWT CUSTOM TRAILER – APPROVED

Approve a one-time addition to the fleet of a 2007 FWT Custom Trailer. The Sheriff's Office was awarded funding from the 2007 Arizona Department of Homeland Security Award number 333212-01 that was approved by the Board of Supervisors on December 19, 2007 (C-50-08-539-3-00). There is a one-year warranty after which the General Fund (100) will fund operating costs, estimated to be \$1,000 annually. This is a temporary addition to the fleet and will be removed at the end of its useful life with no funding from the General Fund for replacement.

Approval to accept this one-time addition to fleet will provide the Sheriff's Office a mobile repeater that can be deployed to an area with any mobile command vehicle to create a stand alone communication system with a fairly large area of coverage. This will enhance the ability of the Threat Assessment Team in responding to terrorist activities and strengthen the overall capability of the Sheriff's Office to help the national effort to combat terrorism. (C-50-08-539-3-01)

12. ANNUAL EQUITABLE SHARING AGREEMENT AND CERTIFICATION – APPROVED

Approve the Equitable Sharing Agreement and Certification between the Maricopa County Sheriff's Office (agency) and the US Department of Justice and the US Department of the Treasury. This is a long-standing agreement for which the Board has approved regular renewals. The current agreement expires September 30, 2008, and the annual certification report was submitted to the Board for approval at the August 20, 2008 meeting (C-50-07-003-2-02) The term of this agreement is through September 30, 2009.

This agreement authorizes the Sheriff's Office to share in proceeds of cash and property gained through its efforts in arrests covered under the Racketeering Influenced and Corrupt Organizations ("RICO") forfeited funds. (C-50-09-015-3-00)

13. DONATIONS – APPROVED

Accept six donations to the Maricopa Sheriff's Office totaling \$2,750 from the following

individuals and organizations: Sun City Grand Pet Club \$500 (June); Helen Testa \$1,000; James Gunderson \$500; Robert Marus \$250; John Trempala \$250; and Best Materials LLC \$250. (C-50-09-014-M-00)

14. INCREASE IN GRANT FUNDS TO PURCHASE MOBILE RADIOS FOR METHAMPHETAMINE TASK FORCE – APPROVED

Approve acceptance of an increase of \$123,000 in grant funds from the Arizona Criminal Justice Commission (ACJC) for the High Intensity Drug Trafficking Area (HIDTA) Initiative XVI, Maricopa County Methamphetamine Task Force (MCMTF). This funding is to purchase mobile radios and accessories so that Task Force members can operate on the same frequency. The grant period is October 1, 2005 through September 30, 2009. Also approve an increase to the Sheriff's Office grant fund (251) revenue and expenditure appropriations for FY 2008-09 not-to-exceed \$123,000. These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105.

This increase will bring the total awards from \$345,261.82 to \$468,261.82. The Sheriff's Office FY 2007-08 indirect cost rate is 11.7%. The grantor does not allow for indirect costs recovery. The unrecoverable indirect costs are estimated at \$14,391. The Sheriff's Office has participated in HIDTA grants for approximately ten years. (C-50-07-500-M-02)

15. AGREEMENT AND ACCEPTANCE OF GRANT FUNDS FROM THE AZ DEPARTMENT OF HOMELAND SECURITY – APPROVED

Approve Sub grantee Agreement 07-AZDOHS-LETPP-333212-05 between the Arizona Department of Homeland Security and the Maricopa County Sheriff's Office, and acceptance of \$219,000 in grant funding for the purpose of purchasing one-time additions to fleet of two Super Duty Crew Cab 4X4 Trucks and related specialty equipment for use as logistical support vehicles. The term of this Agreement is July 1, 2007 through July 31, 2009. Also approve an increase to the Sheriff's Office grant fund (251) revenue and expenditure appropriations for FY 2009 not-to-exceed \$219,000. These revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105. (ADM3104)

The Sheriff's Office indirect cost rate for FY2009 is 12.2%. The total indirect costs are \$10,126 of which \$7,636 is unallowable and \$2,490 waived. There will be capital equipment purchases that are excluded from the indirect cost calculation. The indirect costs are not being sought so that all funding can be used to for the program. (C-50-09-004-G-00)

16. MOBILE DATA COMPUTING – APPROVED

Create a new project in the Sheriff's Office (500) General Fund (100) entitled "Mobile Data Computing." Approve an increase in the FY 2008-09 Sheriff's Office (500) Inmate Services Fund (252) Non-Recurring Non-Project (0001) appropriated expenditure budget of \$2,038,434, and direct payment of \$2,038,434 to the State Treasurer for partial fulfillment of the mandated contribution to the State of Arizona per Laws 2008 Chapter 285, Section 47, Subsection A. Per Laws 2008 Chapter 285, Section 47, Subsection C this contribution is excluded from the County constitutional expenditure limitation, and this budget adjustment therefore does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. 42-17105. Also approve an increase to the

Sheriff's Office (500) General Fund (100) Mobile Data Computing project (TBD) expenditure appropriation in the amount of \$2,038,434. This expenditure appropriation increase will be offset with a reduction in the Non-Departmental (470) General Fund (100) Non- Recurring (0001) Contingency (4711) line expenditure appropriation for a Countywide net impact of zero.

These actions will allow for full implementation of the Sheriff Mobile Data Computing (MDC) project which was funded as a pilot project in FY 2006-07. This project is expected to create significant efficiencies which will allow for the ongoing operating costs, estimated to be \$828,557 annually, to be absorbed within the Sheriff's Office General Fund budget in FY 2009-10 and beyond. MCSO will work with OMB to develop additional performance metrics and reporting standards in order to document the results of this project. (C-50-09-018-2-00)

Treasurer

17. TREASURER'S COLLECTIONS AND INVESTMENT SUMMARY FOR JUNE 2008 – APPROVED

Pursuant to A.R.S. §11-501, receive the Treasurer's Statement of Collections and Investment summary reports for June 2008, as on file in the Clerk of the Board's office and retained in accordance with Arizona State Library Archives and Public Records (ASLAPR) approved retention schedule. (ADM4006) (C-43-09-001-7-00)

18. TREASURER'S COLLECTIONS AND INVESTMENT SUMMARY FOR JULY 2008 – APPROVED

Pursuant to A.R.S. §11-501, receive the Treasurer's Statement of Collections and Investment summary reports for July 2008, as on file in the Clerk of the Board's office and retained in accordance with Arizona State Library Archives and Public Records (ASLAPR) approved retention schedule. (ADM4006) (C-43-09-005-7-00)

19. 2007-2008 ANNUAL COLLECTIONS & DELINQUENCY REPORT – APPROVED

Pursuant to A.R.S. §42-18002, accept the Annual Collections and Delinquency Report submitted by the County Treasurer for FY 2007-08. Report is on file in the Clerk of the Board's Office and retained in accordance with ASLAPR approved retention schedule. (C-43-09-006-7-00)

TRIAL COURTS

Adult Probation

20. TRANSFER EXPENDITURE AUTHORITY TO FEES FUND FOR COMPLETION OF SAFETY BUILD OUTS AND CONTRACTS – APPROVED

Pursuant to A.R.S. §42-17106, transfer expenditure appropriation in the amount of \$734,000 from the Non-Departmental (470) Non-Departmental Grants Fund (249) Non-Recurring (0001) Potential Expenditures from Fund Balance line to the Adult Probation (110) Adult Probation Fees Fund (201) Non-Recurring (0001). Also decrease the revenue appropriation in the Non-Departmental (470) Non-Departmental Grants Fund (249) Non-Recurring (0001) Potential Expenditures from Fund Balance line by \$734,000. Approval of this action will support one-time expenditures to complete safety build outs, contract services, and vehicle upgrades.

The use of one time carryover funds that exist within Adult Probation Fund 201 is necessary for the following reasons. Adult Probation has two sites remaining that have not completed their BOS-approved safety build outs. After an inspection and evaluation, it was determined that one Adult Probation location needs a new fire alarm system. Also, contracts are needed to: secure an assessment tool that can be used with our transferred youth probationers to better determine level of supervision and treatment needs; evaluate the halfway houses within our community for compliance with standards as established by this department and; develop evidence-based hiring and retention practices. Lastly, upgrade nine vehicles from compact to intermediate. These vehicles are used in the surveillance and supervision of high risk probationers and the location of probation absconders. Our officers spend all of their work hours in these vehicles and many of these officers do not fit comfortably into a compact sized vehicle. We've experienced ergonomic issues and officer injuries due to the small sized vehicles. Also, the State standard recommends that nothing smaller than intermediate sized vehicles be used for these purposes. (C-11-09-001-2-00)

COUNTY MANAGER

Crime Prevention - Meth Program

21. AZ METH PROJECT DONATION FROM SUNDT COMPANIES INC – APPROVED

Accept the donation of \$2,500 from The Sundt Companies, Inc. for the AZ METH PROJECT. This action will require an appropriation adjustment to General Fund (100) Non-departmental (470) Other Programs (4712) Non-recurring (0001) line item titled "Meth Project," increasing the FY2008-09 revenue and expenditure budgets by \$2,500.00. Donation revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore expenditure of these revenues is not prohibited by the law. (C-42-09-004-D-00)

22. ADMINISTRATIVE CORRECTION: DONATION TO AZ METH PROJECT – APPROVED

Approve an Administrative Correction to the action taken on August 6, 2008, (C-42-09-002-D-00) which approved the acceptance of the donation of \$5,000 from Walgreens Health Initiatives. This correction changes the accounting string from the General Fund (100) Appropriated Fund Balance (470) Other Programs (4712) line item titled "Meth Project" to the General Fund (100) Non-Departmental (470) Other Programs (4712) Non-recurring (0001) line item titled "Meth Project."

Maricopa County manages the AZ METH PROJECT on behalf of all partners. Therefore, donations are being accepted for ongoing operations, largely including media buys and community outreach to ensure the "Not Even Once®" message regarding Meth use reaches the target audience, teens ages 12-17 and young adults 18-24. (C-42-09-002-D-01)

Legal Advocate

23. RETROACTIVE SALARY ADVANCEMENT - MITIGATION SPECIALIST & MITIGATION SPECIALIST - CAPITAL – APPROVED

Approve retroactive implementation of market salary increases for two Mitigation Specialists and three Mitigation Specialists-Capital in the Maricopa County Indigent Representation Offices of the Public Defender, Legal Defender, and Legal Advocate. The Market Range Titles, title descriptions, and salary ranges were updated by the Employee Compensation

Division of the Office of Management and Budget as of June 18, 2008. The Board of Supervisors subsequently approved the market range updates at the July 23 Board meeting. Five employees are currently eligible for market salary increases. This action authorizes these five market adjustments be processed retroactive to June 30, 2008.

The Public Defender's Office, Legal Defender's Office, and the Office of Legal Advocate are requesting approval to process market adjustments for the five eligible mitigation employees with the retroactive effective date of June 30, 2008. The cost for twenty days of associated retro pay is \$58.00. Approval of the Agenda Item will not result in appropriation adjustments. The departments will be absorbing the \$7,388 net annualized General Fund expenditure associated with this market study from within their FY 2008-2009 budgets. (C-55-09-001-9-00)

DEPUTY COUNTY MANAGER

Office of Enterprise Technology

24. CARRYOVER FUNDING FOR UPS PROJECT – APPROVED

Pursuant to A.R.S. §42-17106(B), approve a transfer of expenditure authority from Non-Departmental (470) General Fund (100) Contingency (4711) Non-Recurring (0001) to Non-Departmental (470) General Fund (100) Technology Projects (4715) Non-Recurring (0001) line item "OET Backup Power Supply" in the amount of \$459,183. This action requires an expenditure appropriation adjustment **decreasing** the FY 2008-09 Non-Departmental (470) General Fund (100) Contingency (4711) Non-Recurring (0001) in the amount of \$459,183 and **increasing** the FY 2008-09 Non-Departmental (470) General Fund (100) Technology Projects (4715) Non-Recurring (0001) line item "OET Backup Power Supply" in the amount of \$459,183. Also, this action requires a **decrease** in the FY 2008-09 Revenue budget for Non-Departmental (470) General Fund (100) Contingency (4711) Non-Recurring (0001) in the amount of \$459,183. This action requested is an emergency request to maintain the County's network. This project was scheduled to be completed in two phases. In reconciling the amount spent versus budget for FY 2007-08, an additional \$459,183 should have been carried over into the FY 2008-09 budget, for a total of \$1,009,183. This action updates the FY 2008-09 one-time funding required to replace two independent, undersized emergency power sources that have outlived their useful life (over 15 years) as the data center backup power source. (C-41-08-008-0-01)

Public Health

25. PURCHASE ORDER FOR ADDITIONAL FUNDING FOR WELL WOMAN HEALTHCHECK PROGRAM – APPROVED

Approve the Purchase Order for additional funding for the Intergovernmental Agreement (IGA) (HG761266) between Arizona Department of Health Services (ADHS) and Maricopa County through its Department of Public Health (MCDPH). Additional funding is being provided for the MCDPH Well Woman Healthcheck Program services to uninsured or underinsured women. Additional funding in the amount of \$20,248 is being provided for budget period July 1, 2008 through June 30, 2009. The Purchase Order in the amount of \$610,388 includes the budgeted amount of \$590,140 for FY 2008-09. Also, approve revenue and expenditure appropriation adjustments to the Public Health Grant Fund (Department 860, Fund 532) associated with the aforementioned grant in an amount of \$20,248 for FY 2008-09. The appropriations adjustment is necessary because these funds were not included in the FY 2008-09 budget. Grant revenues are not local revenues for the purpose

of the constitutional expenditure limitation, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105.

The Department of Public Health's indirect rate for FY 2008-09 is 18%. The IGA allows for indirect costs at a rate of 10% of Personnel Services and Employee Related Expenses only. Full indirect costs are estimated at \$3,644, all of which is unrecoverable. The total sum of these funds are subrecipient costs and not subject to indirect costs reimbursement. Funding for this contract is provided by a federal grant administered by the Arizona Department of Health Services (ADHS), and does not increase the County general fund. Reimbursement to subcontractors is on a per enrollee basis at rate established by ADHS. (C-86-08-001-3-05)

26. MOU WITH TERROS INC FOR HIV COUNSELING AND TESTING SITE – APPROVED

Approve a non-financial Memorandum of Understanding (MOU) between TERROS Inc. and Maricopa County by and through the Department of Public Health (MCDPH), HIV/HCV Infection Control and Surveillance, for the outstationing of MCDPH personnel to provide HIV counseling, anti-body testing, partner counseling and health care referral services in a room provided rent-free at TERROS, Inc. The MOU will be effective upon execution by both parties. The term for this MOU is from August 1, 2008 to December 31, 2009 and is renewable for an additional two years by mutual agreement. (C-86-09-023-3-00)

27. MOU WITH EBONY HOUSE INC FOR HIV COUNSELING AND TESTING SITE – APPROVED

Approve a non-financial Memorandum of Understanding (MOU) between Ebony House, Inc., and Maricopa County by and through the Department of Public Health (MCDPH), HIV/HCV Infection Control and Surveillance, for the outstationing of MCDPH personnel to provide HIV counseling, anti-body testing, partner counseling and health care referral services in a room provided, rent-free, at Ebony House, Inc. This MOU will be effective upon execution by both parties. The term for this MOU is from August 1, 2008 to December 31, 2009, and is renewable for an additional two years by mutual agreement. (C-86-09-022-3-00)

ASSISTANT COUNTY MANAGER - COMMUNITY COLLABORATION

Animal Care & Control

28. AGREEMENT FOR NEW HOPE PROGRAM WITH AZ ST BERNARD RESCUE – APPROVED

Approve an Agreement between Arizona St. Bernard Rescue, a 501 (c)(3) not for profit corporation, 5119 W. Dailey Street, Glendale, AZ 85306, and Maricopa County to allow Arizona St. Bernard Rescue under the New Hope Program to rescue animals that have been deemed eligible for the New Hope program. Maricopa County will provide a rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the Contractor. The cost for these services is \$40 for each animal rescued. Animal Care & Control estimates 18 new hope rescues over the term of the agreement, for a total of \$720. The term of this agreement is from September 3, 2008 through June 30, 2011. (C-79-09-015-3-00)

29. IGA WITH CITY OF TOLLESON FOR ANIMAL CONTROL FIELD SERVICES – APPROVED

Approve Intergovernmental Agreement (IGA) between Maricopa County through Maricopa County Animal Care & Control and the City of Tolleson, for Animal Control Field Services. This IGA is effective from October 1, 2008, through June 30, 2009. The City of Tolleson agrees to pay full cost recovery for field services for FY 2008-09 estimated to be \$16,800 for nine months of service based on historical levels of service for this jurisdiction. In accordance with A.R.S. 42-17106(B), approve the transfer of revenue and expenditure authority between Non-Departmental (470), Non-Departmental Grants Fund (249) and the Animal Care and Control Department (790) Animal Care and Control Field Operation Fund (574). This action will require a revenue and expenditure appropriation adjustment **decreasing** the FY 2008-09 Non-Departmental (470), Non-Departmental Grants Fund (249) Operating (0000) by \$16,800 and **increasing** the FY 2008-09 Animal Care and Control Department (790) Animal Care and Control Field Operation Fund (574) Operating (0000) by \$16,800. (C-79-09-016-3-00)

30. KENNEL PERMIT – APPROVED

Approve kennel permit #415 pursuant to A.R.S. §11-1009 for Tiffany Koester, d.b.a. Koester Kennels, located at 2041 W. Georgia, Phoenix, AZ 85015 in District 3, for the term of September 3, 2008 through September 2, 2009. The cost of a kennel permit is \$328. (C-79-09-014-L-00)

31. DONATIONS – APPROVED

- a. Accept the monetary donation from **The Town of Paradise Valley**, Arizona in the amount of \$1,000 to subsidize the cost of spay and neuter for low-income families in the Northeast Valley who wish to spay or neuter their pets. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-79-09-012-D-00)
- b. Accept the monetary donation from **Joe Hogan** of Scottsdale, AZ in the amount of \$484 for the care of the animals. Donation revenue funds are deposited into Fund (573) as they are received. Donation funds are not local revenues for the purpose of the constitutional expenditure limitations, and therefore expenditures of these revenues are not prohibited by the budget law. The approval of this action requested does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-79-09-013-D-00)

Human Services

32. APPLY AND ACCEPT FUNDS FOR SPECIAL TRANSPORTATION SERVICES – APPROVED

Approve the application and acceptance of grant funds from Local Transportation Assistance Fund II, in the not-to-exceed amount of \$449,463 for the purpose of providing funding which is matched with other Special Transportation funding to cover the cost of providing the Special Needs and Work Links transportation programs throughout Maricopa County. The grant award begins on July 1, 2008 and ends on June 30, 2009. Authorize the Chairman to sign all documents related to these grant funds, as applicable. The grant allows

a 15.2% rate for indirect costs, or \$59,304 which may be incurred by the Human Services Department or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the Human Services Department's composite indirect cost rate at 15.2%, or \$59,034. The recoverable indirect cost of administering this grant is \$59,034; the non-recoverable indirect cost is n/a. This grant requires 100% dollar-for-dollar local match. Upon receipt of funds and pursuant to A.R.S. §42-17106(B), approve revenue and expenditure appropriation adjustments to the Human Services Department (220) Transportation (222) associated with the grant in the amount of \$449,463 for FY 2009. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-22-09-095-G-00)

33. IGA WITH CHANDLER UNIFIED SCHOOL DISTRICT FOR HEAD START FOOD SERVICES – APPROVED

Approve an Intergovernmental Agreement between Chandler Unified School District and Maricopa County through the Human Services Department, in the not-to-exceed amount of \$93,488. This Intergovernmental Agreement is funded by a grant from U.S. Department of Health and Human Services, (C-22-09-001-3-ZZ). The purpose of this Intergovernmental Agreement is to provide food catering to participants in Maricopa County Head Start Zero-Five Program. This Intergovernmental Agreement is effective from October 1, 2008 until September 30, 2009. (C-22-09-096-3-00)

34. IGA WITH TEMPE ELEMENTARY SCHOOL DISTRICT #3 FOR FOOD SERVICES – APPROVED

Approve an Intergovernmental Agreement between Tempe Elementary School District # 3 and Maricopa County through the Human Services Department, in the not-to-exceed amount of \$169,236. This IGA is funded by a grant from the U.S. Department of Health and Human Services (C-22-09-01-3-ZZ). The purpose of this Intergovernmental Agreement is to provide the District and participants of the Head Start program with quality food-catering services. This Intergovernmental Agreement is effective from October 1, 2008 until September 30, 2009. (C-22-09-097-3-00)

35. AMENDMENT TO IGA WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY – APPROVED

Approve Amendment No. 1 to an Intergovernmental Agreement between Arizona Department of Economic Security and Maricopa County through the Human Services Department in the not-to-exceed amount of \$727,059. This amendment is funded by a grant from Arizona Department of Economic Security, C-22-09-007-3-ZZ. The purpose of this amendment is to decrease Dislocated Worker funds and increase Adult Funds. This amendment is effective from April 1, 2008 to June 30, 2009. All other terms and conditions of the Intergovernmental Agreement remain in full force and effect. (C-22-09-008-3-01)

36. CONTRACT WITH ARIZONA COMMUNITY ACTION ASSOCIATION – APPROVED

Approve a Contract between Arizona Community Action Association and Maricopa County through the Human Services Department, in the not-to-exceed amount of \$327,605. The purpose of this contract is to provide utility repair/replacement and bill assistance. This contract was originally approved under C-22-09-018-3-ZZ on April 9, 2008. This contract is effective from July 1, 2008 until June 30, 2009. (C-22-09-098-3-00)

CHIEF FINANCIAL OFFICER

Finance

37. FUNDS TRANSFERS; WARRANTS – APPROVED

Approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

38. ADMINISTRATIVE CORRECTION REGARDING THE APPROVAL OF AN INVESTMENT ADVISORY SERVICES CONTRACT WITH ARNERICH MASSENA AND ASSOCIATES – APPROVED

Approve an Administrative Correction to the action taken on July 23, 2008 (C-18-09-007-3-00) regarding the approval of an investment advisory services contract with Americh Massena and Associates (Contractor), under the Maricopa County Deferred Compensation Plan, for a period of one year beginning on the 23rd day of July, 2008 and ending the 1st day of August 2009, with the option to renew the term annually up to four years. This administrative correction changes the contractor name from Americh Massena and Associates to Arnerich Massena & Associates, Inc. This action merely corrects a typographical error in the contractor name. (C-18-09-007-3-01)

39. LEASE AGREEMENT WITH BRIDGING AZ FURNITURE BANK – APPROVED

Approve Lease Agreement No. MC10182 with Bridging AZ Furniture Bank (Bridging), an Arizona Not-For-Profit organization, to utilize approximately 10,000 square feet of warehouse space at the County owned facility located at 1920 S. Lewis, Mesa, AZ. Bridging will temporarily utilize the facility "as is" at a rental rate of \$1.00 per year and with no cost to the County. The term of the license will be for one-year with no options to renew. The proposed lease will be advertised in accordance with A.R.S. 11-256.01(B). (C-18-09-013-1-00)

40. FILL THE GAP – APPROVED

Certify by authority of A.R.S. § 41-2421 (the so-called "Fill the Gap" legislation) (1) that total revenues received in Fiscal Year 2007-2008 by the Justice Courts and the Superior Court including the Clerk of Superior Court are greater than court revenues received in Fiscal Year 1997-98; and, (2) authorize the County Treasurer to immediately distribute the 2007-2008 revenue deposited with the Maricopa County Treasurer pursuant to A.R.S. § 41-2421 (amounting to five percent of total court revenues from fees) as follows: 21.61% to State Aid to County Attorney Fund \$939,448.83; 20.53% to State Aid to Indigent Defense fund \$892,498.12; 57.37% to Local Courts Assistance Fund \$2,494,038.83; 0.49% to State Treasurer for Department of Law \$21,301.71. (C-18-09-009-7-00)

Materials Management

41. SOLICITATION SERIALS – APPROVED

Approve the following solicitation serial items. The action on the following items is subject to

Civil Division's review and approval of the respective contracts and subsequent execution of contracts.

a. RECOMMENDATION FOR RENEWAL: 05096-S, TRAFFIC BARRICADE SERVICES

Approve the renewal/extension of the following contracts: 05096-S, TRAFFIC BARRICADE SERVICES (\$1,800,000 estimate/three years) (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed.)

Price agreement renewal to provide traffic barricade services for use during highway maintenance/construction by MCDOT. Previous Contract: \$3,000,000 estimate/three years. Value of Renewal: \$1,800,000 estimate/three years. (C-73-09-022-3-00)

o **Highway Technologies Inc.**

b. RECOMMENDATION FOR INCREASE: 06044-RFP, NORTEL SUPPORT AND MAINTENANCE

Approve an increase in the price agreement for the following contracts: 06044-RFP, NORTEL SUPPORT AND MAINTENANCE

Increase contract value from \$3,000,000 to \$3,600,000. This \$600,000 increase is requested by OET Telecommunications to provide support, maintenance and additional hardware for the County main telecommunications switch. This contract was awarded by the Board of Supervisors on August 16, 2006, and has an expiration date of August 31, 2009. Previous Award: \$3,000,000 estimate/three years. Value of Increase: \$600,000. (C-73-09-021-3-00)

o **Black Box Network Services**

ASSISTANT COUNTY MANAGER - REGIONAL DEVELOPMENT SERVICES

Emergency Management

42. AGREEMENT AND ACCEPT FUNDS FOR THE AMERICAN RED CROSS SHELTER FACILITY TRAINING – APPROVED

Approve the agreement and acceptance of grant funds from Arizona Department of Homeland Security, Grant No. 2006-GE-T-0007, in the not-to-exceed amount of \$10,784.00. These grant funds are for support the American Red Cross Shelter Facility Training. The grant award begins on July 1, 2006 and ends on October 31, 2008. Authorize the Chairman to sign all documents related to these grant funds, as applicable. The grant allows for full indirect cost recovery. The Maricopa County Department of Finance has calculated the Department of Emergency Management's composite indirect cost rate at 13.80%, or \$1,307.73. The recoverable indirect cost of administering this grant is \$1,307.73. Approve an **increase** in revenue and expenditure appropriation to the Department of Emergency

Management (150) Emergency Management Grant Fund (215) Non-recurring (0001) in the amount of \$10,784. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-15-09-007-G-00)

43. AGREEMENT AND ACCEPT FUNDS FOR THE MARICOPA COUNTY MITIGATION PLAN – APPROVED

Approve the agreement and acceptance of grant funds from Arizona Division of Emergency Management, Grant No. PDMC-PL-09-AZ-2008-02, in the not-to-exceed amount of \$105,000. These grant funds are for a Maricopa County Multi-Hazard, Multi-Jurisdictional Mitigation Plan update. The grant award begins on June 30, 2008 and ends on June 29, 2011. Authorize the Chairman to sign all documents related to these grant funds, as applicable. The grant allows a 13.80% rate for indirect costs, or \$12,732.86 which may be incurred by the Department of Emergency Management or Maricopa County for the administration of this grant. The Maricopa County Department of Finance has calculated the Department of Emergency Management's composite indirect cost rate at 13.80%, or \$12,732.86. The recoverable indirect cost of administering this grant is \$12,732.86. Approve a revenue and expenditure **increase** to the Department of Emergency Management (150) Emergency Management Grant Fund (215) Non-recurring (0001) in the amount of \$50,000. The Department of Emergency Management will submit a request for the FY 2009-10 portion of \$55,000 during the FY 2009-10 budget process. Grant revenues are not local revenues for the purpose of the constitutional expenditure limitation, and therefore, expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C-15-09-006-G-00)

ASSISTANT COUNTY MANAGER - PUBLIC WORKS

Public Works

44. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS – APPROVED

Approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. The list is on file in the Clerk of the Board's Office. (C-06-09-087-7-00)

45. IGA FOR IMPROVEMENTS AT THE INTERSECTION OF RITTENHOUSE ROAD AND CLOUD ROAD – APPROVED

Approve an Intergovernmental Agreement between Town of Queen Creek and Maricopa County through the Public Works, in the not-to-exceed amount of \$385,750. The purpose of this Intergovernmental Agreement is to make improvements at the intersection of Rittenhouse and Cloud Road. This Intergovernmental Agreement is effective from September 3, 2008 until June 30, 2009.

The purpose of this project is to widen the t-intersection of Rittenhouse Road and Cloud Road. The Town will act as lead agency for this project. The project is scheduled to begin construction this calendar year. The estimated cost for the Traffic Improvement Project (TIMP) Job Number T281 is \$771,500 and the County is responsible for 50% of the

estimated total cost of the project not-to-exceed \$385,750. The County will remit payment to the Town after construction is completed and is expected to be invoiced within this fiscal year (FY2009). Upon issuance of a certificate of substantial completion for the project, the Town will proceed with the annexation of the entire roadway within the project limits. (Supervisory District No. 1) (C-91-09-022-5-00)

46. BIDS AND AWARD FOR BELL ROAD: GRAND AVE TO LOOP 303 – APPROVED

Approve the solicitation of bids for Bell Road: Grand Avenue to Loop 303, MCDOT Project Traffic Improvements (TIMP), Job Number T154; and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by 10 percent.

The purpose of this project is to connect traffic signals by installing fiber optic cable; and installing dynamic message signs and closed circuit cameras along four miles of Bell Road from Grand Avenue to Loop 303. (Supervisory District 4) (C-91-09-017-5-00)

47. IGA AMONG PIMA COUNTY, MARICOPA COUNTY, PINAL COUNTY, THE CITY OF PEORIA, AND THE CITY OF TUCSON COST-SHARING AGREEMENT FOR THE ARIZONA BENCHMARKING STUDY – APPROVED

Approve an Intergovernmental Agreement between Pima County, Pinal County, City of Peoria and City of Tucson and Maricopa County through the Public Works, in the not-to-exceed amount of \$20,000. The purpose of this Intergovernmental Agreement is to study, research, and collect data on project delivery costs and best management practices related to project delivery of capital improvement programs and consolidate results into a written report. This Intergovernmental Agreement is effective from date recorded with the Secretary of State until five years from date of recordation. This Project will be funded through MCDOT Project Partnership (PSUP), Job Number T302, Benchmarking Study.

The purpose of the study is to research and collect data on project delivery costs and best management practices related to project delivery of capital improvement programs and consolidate the results into a written report. During 2006-2007 Pima County, with Maricopa County, City of Tucson, and the City of Phoenix entered into a contract with the Consultant to perform the study. In 2008, Consultant services are required to continue the Arizona Benchmarking Study. Pima County will award, execute, and administer the agreement with the consultant. The consultant will charge Pima County for the costs of the study, estimated to be \$100,000. Maricopa County, Pinal County, the City of Tucson, and the City of Peoria shall pay \$20,000 each to Pima County upon invoice, or no later than December 31, 2008. Supervisory Districts 1,2,3,4, and 5 (C-91-08-002-3-00)

48. IGA WITH THE CITY OF PHOENIX FOR THE DESIGN PHASE OF THE JOINT 2007-2008 PM-10 DUST PROOFING PROJECT – APPROVED

Approve an Intergovernmental Agreement between City of Phoenix (# 123821) and Maricopa County through the Public Works, in the not-to-exceed amount of \$100,000. The purpose of this Intergovernmental Agreement is for the design phase of the joint 2007-2008 PM-10 Dust Proofing Project. This Intergovernmental Agreement is effective from Board approval until the design is complete. This Project will be funded through MCDOT Project Dust Mitigation (DMIT), Job Number T301, IGA with the City of Phoenix for Design of PM-10.

The City and County are initiating a joint dust proofing project in various locations throughout the Phoenix and Maricopa County area which includes dust proofing approximately nine miles of unpaved roads and twelve miles of shoulders. Refinement of exact locations will be

completed with City and County coordination and approval. The County's share of the design costs are currently estimated at \$65,000, but will not exceed \$100,000. The City will act as the lead agency for the Project including environmental clearances, utility clearances, right-of-way clearances, and ADOT and FHWA coordination. The City will secure and execute and award the design phase contract, plus utilize Federal Congestion Mitigation and Air Quality (CMAQ) funding to prepare the design phase on behalf of the County. (Supervisory Districts 1 - 5) (C-91-08-004-3-00)

CONSENT AGENDA

Clerk of the Board

49. DUPLICATE WARRANTS – APPROVED

Necessary affidavits having been filed, pursuant to A.R.S. §11-632, approval and ratification is requested for duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. Duplicate Warrants are on file in the Clerk of the Board's Office. (C-06-09-083-7-00)

50. MARKET RANGES – APPROVED

Approve the addition and/or replacement of Market Ranges to the authorized comprehensive listing of employee compensation Market Ranges previously approved by the Board of Supervisors. List of additional and/or replacement market ranges are on file in the Clerk of the Board's office. (C-06-09-084-7-00)

51. MINUTES – APPROVED

Approve the minutes of the Board of Supervisors meetings held April 17, 2008 and June 4, 2008. (C-06-09-077-7-00)

52. SECURED TAX ROLL CORRECTIONS – APPROVED

Approve requests from the Assessor for corrections of the Secured Tax Rolls Resolutions. This reflects actual tax dollar corrections to the County tax rolls due to administrative corrections of the Assessor and as a result of property tax appeals. Resolutions are on file in the Clerk of the Board's Office. (C-06-09-082-7-00)

53. TAX ABATEMENTS – APPROVED

Approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §42-18353. List is on file in the Clerk of the Board's Office. (C-06-09-088-7-00)

BOARD OF SUPERVISORS ADDENDUM

Planning and Development

SETTING OF HEARINGS

~All hearings will be held at 9:00 a.m., 205 W. Jefferson, Phoenix, unless otherwise noted~

A-1. PLANNING CASES – APPROVED

Schedule Planning and Development public hearings on zoning cases and other matters for the September 17, 2008 meeting. (C-44-09-026-M-00)

Sheriff

A-2. CENTRAL SERVICE COMPLEX VOICE SYSTEM CARRYOVER FUNDS – APPROVED

Pursuant to A.R.S. §42-17106(b), transfer expenditure appropriation of \$551,843 from Non-Departmental (470) Non-Recurring (0001) General Fund (100) Contingency to a new project in the Sheriff (500) General Fund (100) entitled, "Central Service Complex Voice System". In addition, transfer expenditure appropriation of \$174,457 from Non-Departmental (470) Non-Recurring (0001) Detention Fund (255) Contingency to a new project in the Sheriff (500) Detention Fund (255) entitled, "Central Service Complex Voice System". Also transfer expenditure appropriation of \$49,956 from Non-Departmental (470) Non-Recurring (0001) Detention Fund (255) Contingency to a new project in the Sheriff (500) Detention Fund (255) entitled, "JMS Migration". Also transfer expenditure appropriation of \$186,747 from the Non-Departmental (470) Non-Recurring (0001) Detention Fund (255) Other Programs, Sheriff JMS Migration line to the Sheriff (500) Detention Fund (255) "JMS Migration" project. Also transfer expenditure appropriation of \$31,915 from the Non-Departmental (470) Detention Fund (255) Non-Recurring (0001) Other Programs Sheriff Carryover Vehicles line to the Non-Departmental (470) Non-Recurring (0001) Detention Fund (255) Contingency line.

The Sheriff Central Service Complex Voice System and Jail Management System (JMS) Migration projects were not completed in FY 2007-08 and the carryover funding is needed to complete the projects in FY 2008-09. These projects will be completed during FY 2008-09 and any unspent funds associated with these projects will revert back to the General and Detention fund balances. The funding is critical to complete the last 3 phases of the 18 phase Voice System. The Voice System is a comprehensive system which includes voicemail, phones and the automated Interactive Voice Response (IVR). The IVR system allows citizens of Maricopa County to research locations and court appearances of inmates via an automated system. (C-50-09-013-M-00)

IMPROVEMENT DISTRICT AGENDA

I-1. MINUTES – APPROVED

Approve the minutes of the Board of Directors meetings held June 4, 2008. (C-06-09-081-7-00)

FLOOD CONTROL DISTRICT AGENDA

F-1. MINUTES – APPROVED

Approve the minutes of the Board of Directors meetings held June 4, 2008. (C-06-09-078-7-00)

F-2. EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS – APPROVED

Approve easements and right-of-way acquisition documents, appraisal and relocation

assistance services contracts under \$5,000 per Resolution FCD 87-12; Escrow Instructions per Resolution FCD 87-13; Payment of Tax Notices per Resolution FCD 97-07; License Procedures and Fee Schedules per Resolution FCD2002R002; and disposal of easements, excess real property and fixtures under \$250,000 documents per FCD 1999R016 for Flood Control purposes. The list is on file in the Clerk of the Board's Office. (C-06-09-086-7-00)

F-3. JOB ORDER CONTRACTS FOR DEMOLITION OF STRUCTURES AND SOLID WASTE REMOVAL – APPROVED

Award Contract FCD 2007C040, FCD 2007C041, and FCD 2007C042 for Job Order Contract (JOC) - Demolition of Structures and Solid Waste Removal to the following Contractors to provide professional demolition and solid waste removal services:

FCD 2007C040 – **Dickens Quality Demolition**

FCD 2007C041 – **Phoenix Demolition Company and Salvage, Inc.**

FCD 2007C042 – **Breinholt Contracting**

The contract performance is 740 calendar days effective the date of award by the Board of Directors and may be renewed, if mutually agreed to by both the Contractor and the Flood Control District, for an additional three-one year periods. The total contract amount will not exceed \$4,000,000 over the five years with an annual contract amount not-to-exceed \$1,000,000.

Job Order Contracting is a qualifications-based selection in accordance with the Maricopa County Article 5 Procurement Code to enable the Flood Control District (District) to expediently complete smaller construction projects using pre-qualified contractors. The District issued a Public Notice on May 22, 2008 seeking experienced contractors to perform miscellaneous demolition and solid waste removal for various demolition projects utilizing Job Order Contracting (JOC) project delivery methods. Eight firms submitted Statement of Qualifications and each were reviewed and ranked according to the published criteria. The top three ranked firms are recommended for contract award. The awarded contractors shall perform demolition of structures and solid waste removal related services through contracted work assignments. Services may include, but are not limited to, supplying all labor, material, and equipment to provide demolition of structures and solid waste removal services on an as needed basis. Each work assignment that is mutually agreed upon and issued by the District will define specific project requirements. Work assignments will be at various locations throughout Maricopa County. Each work assignment shall provide a description of and parameters pertaining to the work to be completed. The work assignment will list the structure(s) and components of the property to be removed, such as concrete slabs, the primary structure(s), outbuildings, yard fixtures, and trash. It will also list what vegetation and fencing is to be removed and what vegetation and fencing is to remain. This is a qualifications-based selection in accordance with the Maricopa County Procurement Code, Article 5, Paragraph 504, Section G and Article 5 Procurement Procedures Manual, Chapter V. This project impacts Supervisorial Districts 1, 2, 3, 4, and 5. (C-69-09-010-5-00)

LIBRARY DISTRICT AGENDA

L-1. MINUTES – APPROVED

Approve the minutes of the Board of Directors meetings held June 4, 2008. (C-06-09-079-7-00)

L-2. AMENDMENT TO IGA WITH CITY OF SURPRISE FOR OPERATION OF THE HOLLYHOCK BRANCH LIBRARY – APPROVED

Approve Amendment No. 6 to the Intergovernmental Agreement between City of Surprise and Maricopa County through the Library District in the not-to-exceed amount of \$82,940. The purpose of this amendment is to continue operation of the Hollyhock Branch Library in Surprise. This amendment is effective from July 1, 2008 to June 30, 2009. All other terms and conditions of the Intergovernmental Agreement remain in full force and effect. The City shall reimburse the District quarterly for operating expenses in an amount not-to-exceed \$82,940. (C-65-03-016-2-06)

L-3. AMENDMENT TO THE IGA WITH THE CITY OF AVONDALE – APPROVED

Approve Amendment No. 2 to the Intergovernmental Agreement between City of Avondale and the Maricopa County Library District. The purpose of this amendment is to change the termination date of the IGA dated July 7, 2004. This amendment is effective from July 1, 2008 to September 30, 2009. All other terms and conditions of the Intergovernmental Agreement remain in full force and effect. During FY 2009-2010, the District shall pay 100% of approved library operating expenditures for the period July 1, 2009 through September 30, 2009 (first quarter). (C-65-04-025-2-02)

L-4. IGA WITH CITY OF EL MIRAGE FOR LEASE OF PROPERTY – APPROVED

Approve an Intergovernmental Agreement between the City of El Mirage and the Maricopa County Library District. The purpose of this Intergovernmental Agreement is to lease property from the City of El Mirage. This Intergovernmental Agreement is effective from July 1, 2008 until June 30, 2013.

The City will provide to the District a facility to be used as a public library, at no cost to the District, located at 14011 N. 1st Avenue, El Mirage, AZ. The City shall be responsible for the provision of utilities. The District will reimburse the City \$2,000 per quarter for utilities. (C-65-09-002-3-00)

L-5. REAPPOINTMENT TO THE LIBRARY DISTRICT CITIZENS' ADVISORY COMMITTEE – CONTINUED UNTIL REPOSTED

Approve the reappointment of William "Wink" Weiss to the Library District Citizens' Advisory Committee representing Supervisorial District 5. The term of the appointment will be effective as of the date of Board approval through June 30, 2009. This item was continued from the August 6, 2008 meeting. (ADM2805-001) (C-06-08-112-9-00)

STADIUM DISTRICT AGENDA

S-1. MINUTES – APPROVED

Approve the minutes of the Board of Supervisors meetings held June 4, 2008. (C-06-09-080-7-00)

S-2. NON-OBSOLESCENCE EXPENDITURE BUDGET INCREASE FOR PURCHASE OF VIDEO EQUIPMENT FOR THE CHASE FIELD PRODUCTION ROOM – APPROVED

Approve an increase to the FY 2009 Stadium District (680) Long Term Project Reserve

Fund (450) Function 0001 in the amount of \$350,000 for the purchase from fund balance of production equipment that will enhance the operation of the Chase Field production room and high definition video display.

Under the Facility Management Agreement between the Maricopa County Stadium District and AZPB FM Limited Partnership, the Facility Manager is to use the Non-Obsolescence Account to update, refurbish, repair, or improve the Facility. During the past baseball offseason the Stadium District constructed a new high definition video display as well as a new production control room. Throughout the baseball season the Facility Manager has identified several pieces of equipment that would enhance the operation and productivity of the production room as well as the high definition video display. Funding for these expenditures is available in the Non-Obsolescence Account, as the current balance in the account is \$1,750,444.41. Approval of this budget adjustment will allow the Maricopa County Stadium District to procure the production room equipment and integrate the equipment into the Chase Field production system prior to the beginning of the next baseball season. The procurement of the production room equipment will be in accordance with the Maricopa County Stadium District Procurement Code. (C-68-09-001-3-00)

S-3. PUBLIC NOTICE LEGAL ADVERTISEMENT AND AWARD CONSTRUCTION MANAGER AT RISK CONTRACT FOR RENOVATIONS AND IMPROVEMENTS AT CHASE FIELD – APPROVED

Authorize the Public Notice legal advertisement and the authority to award a construction manager at risk contract for renovations and improvements at Chase Field to the best qualified construction manager at risk firm, provided the total Guaranteed Maximum Price for the project does not exceed more than 10% of the architect's estimate. The total estimate cost of this project is not-to-exceed \$2,400,000 and is budgeted in the FY 2008-09 Stadium District (680) Long Term Project Reserve Fund (450). The project site is at Chase Field, 401 East Jefferson Street, Phoenix. FY 2008-09 Fund (450), Agency (684), Pas ASST, Object 0915 01, Rpt Code BPSR (C-68-09-002-5-00)

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

- 54. Public comment on matters pertaining to Maricopa County government. Please limit comments to two to three minutes. Note that pursuant to Arizona Open Meeting Law, Board members may not discuss matters raised under this public comment portion of the meeting; however, an individual Board member may respond to criticism made by those who have addressed the Board, ask staff to review an issue raised or may ask that the matter be placed on a future agenda. (Public comment is at the discretion of the Chairman.) – **NO ACTION**
- 55. Supervisors'/County Manager's summary of current events. – **NO ACTION**

*****The Board of Supervisors will now consider Code Enforcement Reviews.*****

Please note that these matters are of a quasi-judicial nature and the Board will review the Hearing Officer's decision in each case to determine if sufficient evidence was presented to the Hearing Officer to support the decision or whether a procedural error may have occurred. New evidence is not considered at these hearings.

CODE ENFORCEMENT REVIEW

PZ-1. CODE ENFORCEMENT REVIEW – UPHELD HEARING OFFICER’S ORDER OF JUDGEMENT

John D. & Philip Rottweiler Trust: This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2002-00900, John D. & Philip Rottweiler Trust (Supervisory District 1) (ADM3417-064) (C-06-09-048-M-00)

The Board of Supervisors will now consider matters related to Planning and Zoning.

PLANNING AND ZONING AGENDA

REGULAR AGENDA

1. SPECIAL USE PERMIT: HOLIDAY HOUND HOUSE – CONTINUED TO 9/17

Case Number:	Z2008006
Supervisory District:	1
Applicant:	Deborah Mullen
Location:	North of Hunt Hwy. and west of Valencia Avenue (in the Chandler Heights area)
Request:	Special Use Permit (SUP) for an animal boarding/grooming facility in the Rural-43 RUPD zoning district (approx. 1.2 ac.) – Holiday Hound House [Note: Super-majority vote of the BOS is required for approval.]
Commission Action:	Motion to approve 5-2 (Aster and Brooks dissenting) subject to alternative stipulations "a" through "bb"

This item was continued from the August 20, 2008 Formal meeting.

Note: A super-majority vote of the Board is required for approval. This item will be continued to the September 17, 2008 meeting in order to meet the super-majority vote requirement. (C-44-09-020-7-00)

2. SPECIAL USE PERMIT: VERIZON WIRELESS COMMUNICATION FACILITY – APPROVED

Case Number:	Z2008029
Supervisory District:	4
Applicant:	Gordon Rasmussen, Verizon Wireless for MHale Family, LLP
Location:	Approx. 2,282' south of Southern Avenue and west of the 119th Avenue alignment (in the Avondale area)
Request:	Special Use Permit (SUP) for a wireless communication facility in the Rural-43 zoning district (approx. 1.54 ac.) - Verizon Wireless (PHO PIR perm)
Commission Action:	Approved by unanimous vote of 6-0, subject to modified stipulations "a" through "t".

(C-44-09-025-7-00)

3. FINAL PLAT: ARROYO NORTE UNIT 4 – APPROVED

Case Number: S2006015
Supervisory District: 3
Applicant: Hoskin Ryan Engineering, on behalf of Pulte Homes
Location: East of I-17 and south of Circle Mountain Road (in the Anthem / New River area)
Request: Final Plat for a 100-lot, 4-tract, single-family residential subdivision in the R1-7 RUPD zoning district (approx. 39.0 ac.) – Arroyo Norte Unit 4
Commission Action: N/A

This item was continued from the August 20, 2008 Formal meeting. (C-44-09-023-7-00)